

May 19, 2015

The Grant County Commission met at 8AM with Commissioners Buttke, Dumann, Mach, Stengel and Tucholke present. Chairman Tucholke called the meeting to order. Motion by Mach and seconded by Stengel to approve the minutes of the May 5, 2015 meeting. Motion carried 5-0. Minutes filed. Motion by Mach and seconded by Buttke to approve the agenda. Motion carried 5-0.

Members of the public present were Jerry Zubke, Greg Kasuske, Daniel Kasuske, Jim Davis, Karen Davis, Jim DeVaal and Holli Seehafer – Grant County Review.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

To the Honorable Board of County Commissioners,
Grant County:

I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer of the County of Grant as of the last day of April, 2015

Cash on Hand	\$5,511.87
Checks in Treasurer's possession	
less than 3 days	\$300,620.19
Cash Items	\$0.00
TOTAL CASH ASSETS ON HAND	\$306,132.06
 RECONCILED CHECKING	
First Bank & Trust	\$6,490.92
Credit Card Transactions	\$1,521.76
First Bank & Trust (Svgs)	\$5,723,172.00
 CERTIFICATES OF DEPOSIT	
First Bank & Trust	\$0.00
First Bank & Trust (TIF)	\$320,379.61
 TOTAL CASH ASSETS	 \$6,357,696.35
 GENERAL LEDGER CASH BALANCES:	
General	\$2,241,563.15
General restricted cash	\$553,152.00
Cash Accounts for Offices General Fund	\$1,605.00
Sp. Revenue	\$554,481.60
Sp. Revenue restricted cash	\$0.00
Henze Road District	\$3,364.51
TIF Apportioning Northern Lights	\$94,307.47
TIF Milbank	\$1,379.51
TIF Northern Lights	\$320,379.61
Trust & Agency	\$2,587,463.50

(schools 2,023,356.72, twps 125,524.49, city/towns 297,490.41)

TOTAL GENERAL LEDGER CASH

\$6,357,696.35

Dated this 18th day of May, 2015

Karen M. Layher

County Auditor

The Sheriff's fees for the month of April were \$9,480.53 with \$892.57 receipted into the General Fund. The Register of Deeds fees for the month of April were \$9,294.25. The Clerk of Courts remittance fees for the month of April were \$7,737.06.

Drainage: Chairman Tucholke adjourned the Board of Commissioners and convened the commission acting as the Drainage Board. Drainage administrator Krista Atyeo-Gortmaker presented the following permit applications.

Drainage Permit DR2015-01 in the SW ¼ and E ½ SE ¼ Ex Lt H2 & Ex Lt 1 D & L Subdivision in 4-120-49 by Gregory Kasuske, owner Daniel and Linda Kasuske. This is a cooperative project with permit DR2015-02 by Robert and Adam Pauli. The proposed tile for the Kasuske land would be only North of the creek as noted on the tile map drawing. The two parties, Kasuske and Pauli, would share the cost of a lift pump. Jerry Zubke, an adjoining land owner, has a verbal agreement with Greg to shut the pump off during flooding until the creek returns to normal level. Applicant stated the legal notice did not contain all of the description. Questions were asked if additional land would be tiled in the future as that would affect the size of the tile diameter of the current project being reviewed. Motion by Dummann and seconded by Stengel to approve the permit. Motion by Dummann seconded by Stengel to amend the original motion to table consideration of the permit until the next meeting to allow the parties involved to revise the tiling project plan. Motion carried 5-0.

Drainage Permit DR2015-02 by Adam and Robert Pauli, Pauli Farms in the SE ¼ NE ¼ & Govt Lt 1 ex Lt 1 Pauli Farm Subdivision 4-120-49. Motion by Dummann and seconded by Stengel to table the permit until the next meeting. Motion carried 5-0.

This concluded the business for the drainage board. Chairman Tucholke adjourned the Drainage Board and reconvened the Board of Commissioners.

Highway: Supt Schultz presented the following requests for right-of-way occupancy from Xcel Energy for a 345kV transmission of electrical energy. The

Xcel project known as the Big Stone South to Brookings transmission line will cross over county roads and run parallel with County Road 39 which runs north and south on the east edge of the county. Motion by Stengel and seconded by Buttke to approve the right-of-way applications and to allow the overhead crossing of county roads and the right-of-way from Xcel Energy for the transmission line in the following listed locations. Motion carried 5-0.

1. ROW 2015-01, Sections 6/7, Township 118, Range 47, (Adams) on 161st St (Co. Rd 18)
2. ROW 2015-02, Section 6/7, Township 120, Range 47, (Alban) on 149th St (Co Rd 10)
3. ROW 2015-03, Section 31/32, Township 120, Range 47, (Alban) on 153rd St (Co. Rd 14)
4. ROW 2015-04, Section 6/7, Township 119, Range 47, (Vernon) at 155th St, (Co. Rd 26)
5. ROW 2015-05, Section 30/31, Township 119, Range 47, (Vernon) at 159st St (Co. Rd 28)

Executive Session: Motion by Dummann and seconded by Stengel to enter into executive session at 8:42 AM for the purpose of litigation issues pursuant to SDCL 1-25-2 (3). Motion carried 5-0. States Attorney Reedstrom, First District Executive Director Todd Kays and Auditor Layher were present. Chairman Tucholke declared the meeting open to the public at 9:41 AM. No action taken as a result of the executive session.

Zoning: Present were Jim and Karen Davis who expressed concerns with the Planning and Zoning hearing held on May 11 in regards to the conditional use permit issued to No BS LLC and asked to address the commission concerning a personnel issue relating to the Planning and Zoning Officer.

Motion by Stengel and seconded by Buttke to enter into executive session at 9:50 AM for the purpose of a personnel issue pursuant to SDCL 1-25-2 (1). Motion carried 5-0. Auditor Layher, Jim and Karen Davis and P & Z Officer Krista Atyeo-Gortmaker were present. Chairman Tucholke declared the meeting open to the public at 10:19 AM. No action taken as a result of the executive session.

The Davis' expressed concerns on the process of the hearing for the conditional use permit, the definition of a home extended occupation and when the written findings of facts were to be presented. Chairman Tucholke will discuss the zoning regulations with States Attorney Reedstrom.

Travel: Motion by Stengel and seconded by Mach to approve travel expenses for 4-H Advisor Sara Koepke to attend the annual 4-H Agents National Conference in Portland, Oregon. Motion carried 5-0.

Cash Transfers: Motion by Stengel and seconded by Buttke to approve the cash transfer as per the 2015 budget. Motion carried 5-0.

Cash Transfers:

FROM	TO	AMOUNT
101 General	#766 Law Library	3,000

Consent Agenda: Motion by Buttke and seconded by Dummann to approve the consent agenda. Motion carried 5-0.

1. Approve plats:

2015-14

Resolution

BE IT RESOLVED by the Board of County Commissioners of Grant County, South Dakota, that the plat entitled: **“Lot 1 of Amdahl Addition Located in the SW1/4 of Section 35, Township 121 North, Range 52 West of the 5th P.M., Grant County, South Dakota,”** which has been submitted for examination pursuant to law, and it appearing that all taxes and special assessments have been paid and that such plat and the survey thereof have been made and executed according to law, the plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such plat a copy of this Resolution and certify the same.

Dated at Milbank, South Dakota, this 19th day of May, 2015.

Clayton Tucholke
Chairman, Board of County Commission
Grant County, South Dakota

ATTEST:

Karen M. Layher
County Auditor, Grant County, South Dakota

2015-15

Resolution

BE IT RESOLVED by the Board of County Commissioners of Grant County, South Dakota, that the plat entitled: **“Lot 1 of Lee Addition Located in the N1/2 of the SE1/4 of Section 21, Township 121 North, Range 50 West of the 5th P.M., Grant County, South Dakota,”** which has been submitted for examination pursuant to law, and it appearing that all taxes and special assessments have been paid and that such plat and the survey thereof have been made and executed according to law, the plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such plat a copy of this Resolution and certify the same.

Dated at Milbank, South Dakota, this 19th day of May, 2015.

Clayton Tucholke
Chairman, Board of County Commission
Grant County, South Dakota

ATTEST:

Karen M. Layher

Unfinished Business: None

New Business: Motion by Buttke and seconded by Dummann to hold an omitted property hearing on June 2 at 9 am for adding the valuation of an addition built on Parcel 26.07.0316, Merritt's Addition, Lots 11,12,13,14,15 & 16 Ex Lt H-2, Block 3, City of Milbank. Motion carried 5-0. The Commission reviewed the 2016 budget planning schedule with July 8 and 9 set to meet with the department officials to hear their budget requests for 2016. A donation was received from Otter Tail Power Company in the amount of \$10,000 to offset the cost of additional duties of the Sheriff's department due to the increase work load during the construction phase of the Big Stone Power Plant air quality control systems project. A sincere thank you is extended to Otter Tail Power Company management for the donation.

Correspondence: None

Executive Session: Motion by Mach and seconded by Buttke to enter into executive session at 11:03 AM for the purpose of a personnel issue pursuant to SDCL 1-25-2 (1). Motion carried 5-0. Auditor Layher was present. Chairman Tucholke declared the meeting open to the public at 11:29 AM. No action taken as a result of the executive session.

Commissioners Mach and Dummann were excused from the meeting at 11:30 AM.

Claims: Motion by Stengel and seconded by Buttke to approve the claims as presented. Motion carried 3-0. A-OX WELDING, supplies 242.03; AVERA-MILBANK HOSPITAL, prof serv 258.00; BIERSCHBACH EQUIP, supplies 694.00; BITUMINOUS PAVING, asphalt 432.00; BORNES GROUP, postage 1,131.14; BRENDA L HOLTQUIST, prof serv 87.50; C&R SUPPLY, parts 236.80; CDS PROPERTIES, parts 315.63; CENTER POINT, books 420.47; CENTURYLINK, 911 & phone 586.89; CITY OF WATERTOWN, 911 contract 6,248.27; CLIMATE AIR, maint 2,354.77; COLEPAPERS, supplies 227.16; CONSOLIDATED READY MIX, sand 5,760.40; CRAIG DEBOER, wash tokens 15.16; DALE'S ALIGNMENT, prof serv 216.30; DEADWOOD RESORTS, rooms 255.00; KELLY KUTTERS, lawn care 75.00; DELORIS J RUFER, rent 100.00; DESIGN ELECTRONICS, supplies 29.37; DIESEL MACHINERY, parts 940.18; APEX CLEANERS, prof serv 35.00; DUANE D ATHEY, rock 13.00; FISHER SAND & GRAVE, rip rap 733.50; FLOWER SHOPPE, supplies 23.95;

G&K SERVICES, supplies 303.31; GILLUND ENTERPRISES, supplies 204.96; GRANT CO REVIEW, publishing 984.24; HARMS OIL CO, supplies 2,132.55; HARRY'S SEPTIC & SEWER, prof serv 286.65; HARTMAN'S, prisoner groceries 207.79; HEDAHLS, supplies 83.49; HUMPTY DUMPTY, subsc 23.94; HURKES IMP, light kit 140.00; INGRAM, books & AV 635.12; INTER-LAKES COMM ACT, worker 2,203.58; ITC, 911, phone & internet 1,246.26; JOHNSON FEED, road salt 2,116.80; KAERCHER PUB, subsc 35.00; KENT SIME, repair 19,576.95; LABOLT DEVELOP CO, rent & internet 70.00; LARRY J TRAPP, prof serv 132.60; LARRY'S REFRIG & HEAT, contract project 262.50; LEWIS FAMILY DRUG, supplies 5.49; LOCATORS AND SUPPLIES, supplies 36.78; LOREN STREI, planks 88.00; MICROFILM IMAGING, rent 307.00; MIDCONTINENT, internet 68.90; MICROMARKETING, supplies 36.99; NELSON LAW OFFICE, alloca 3,633.00; NORTHERN TRUCK EQUIP, repair 2,333.40; NOVAK SANITARY SERVICE, prof serv 46.93; OFFICE MAX, supplies 145.90; OFFICE PEEPS, supplies 439.32; OTTER TAIL POWER CO, electricity 2,926.15; POSTMASTER, postage 143.75; QUICK PRO LUBE, oil chg 39.46; RC TECHNOLOGIES, 911 transport & tower rent 95.96; RUNNINGS, parts & supplies 704.43; RYAN MAGEDANZ, contract project 300.15; SCHUNEMAN EQUIP, parts 298.62; SD DEPT OF REVENUE, sales & use tax, BLAB 425.28; SD DEPT OF REVENUE – MOTOR VEHICLE, title & plate 14.00; SEEHAFFER HARDWARE HANK, supplies 112.08; STURDEVANTS, parts 5.88; THE PENWORTHY CO, books 55.43; TREVETT'S CAFÉ, prisoner meals 330.75; TRUENORTH STEEL, parts 217.25; TWIN VALLEY TIRE, tires & oil chg 680.50; TYLER COMPUTER, supplies 364.00; ULTRA BRIGHT LIGHTZ, equip 105.39; UPI PETROLEUM, ethanol & diesel fuel 9,512.71; VALLEY OFFICE PRODUCTS, supplies 619.32; VALLEY SHOPPER, domestic abuse ad 48.30; VERIZON WIRELESS, hotspot 38.52; WHETSTONE VALLEY ELECTRIC, electricity 262.36; WITTROCK & SON, garbage service 159.00; XEROX, copier rent 354.63. TOTAL: \$77,032.89.

SDACO, ROD Modernization fee 306.00; SD ATTORNEY GEN, SCRAM fee 560.00. TOTAL: \$866.00.

It is the policy of Grant County, South Dakota, not to discriminate against the handicapped in employment or the provision of service.

The next meeting will be June 2 and 16, 2015 at 8 AM. Chairman Tucholke declared the meeting adjourned.

Karen M. Layher, Grant County Auditor

Clayton Tucholke, Chairman, Grant County Comm.